

SENATE JOURNAL

ALASKA STATE LEGISLATURE

TWENTY-SECOND LEGISLATURE -- FIRST SESSION

Juneau, Alaska

Thursday

February 8, 2001

Thirty-second Day

Pursuant to adjournment the Senate was called to order by President Halford at 11:11 a.m.

The roll showed seventeen members present. Senators Green, Pearce were excused from a call of the Senate. Senator Lincoln was absent.

The prayer was offered by the Chaplain, Minister Robert Taverner of the Church of Christ. Senator Hoffman moved and asked unanimous consent that the prayer be spread. Without objection, it was so ordered.

Father, Creator and Protector, the request this day is for Your guidance over this assembly and the decisions made in this day. Please provide for and protect each senator and their families. Thank You for the freedom that each of us enjoys. Thank You for Your love and care. In Jesus' Name, Amen.

Senator Ellis led the Senate in the Pledge of Allegiance.

Certification

Senator Leman moved and asked unanimous consent that the journal for the thirty-first legislative day be approved as certified by the Secretary. Without objection, it was so ordered.

Standing Committee Reports**SB 64**

The Health, Education and Social Services Committee considered SENATE BILL NO. 64 "An Act relating to the award of a high school diploma to certain World War II veterans" and recommended it be replaced with

CS FOR SENATE BILL NO. 64(HES)

Signing do pass: Senator Green, Chair, Senators Leman, Ward, Wilken, Davis.

The following previously published fiscal information applies:
Fiscal Note No. 1, zero, Department of Education and Early
Development

The bill was referred to the Finance Committee.

SJR 9

The Rules Committee considered SENATE JOINT RESOLUTION NO. 9 Relating to the development and deployment of the National Missile Defense System. Signing to calendar: Senator Cowdery, Vice Chair, Senators Phillips, Therriault. Signing under other recommendations, "I hope it works someday": Senator Ellis.

The resolution is on today's calendar.

SJR 12

The Rules Committee considered SENATE JOINT RESOLUTION NO. 12 Urging the United States Congress to amend the tax code to reduce the marriage penalty. Signing to calendar: Senator Cowdery, Vice Chair, Senators Therriault, Ellis, Phillips.

The resolution is on today's calendar.

SCR 2

The Rules Committee considered SENATE CONCURRENT RESOLUTION NO. 2 Relating to declaring March 2001 as Sobriety Awareness Month. Signing to calendar: Senator Cowdery, Vice Chair, Senators Phillips, Therriault, Ellis.

The resolution is on today's calendar.

Introduction and Reference of Senate Bills**SB 77**

SENATE BILL NO. 77 BY SENATOR TORGERSON, entitled:

"An Act repealing the exception that applies to collection and payment of interest of \$150 or less on royalty or net profit share underpayments and overpayments; and providing for an effective date."

was read the first time and referred to the Resources and Finance Committees.

SB 78

SENATE BILL NO. 78 BY SENATOR TAYLOR BY REQUEST, entitled:

"An Act relating to municipal regulation of radio antennas."

was read the first time and referred to the Community and Regional Affairs Committee.

SB 79

SENATE BILL NO. 79 BY SENATORS AUSTERMAN, Halford, Ward, Ellis, Hoffman, Leman, Taylor, Elton, Davis, entitled:

"An Act naming the Fred Zharoff Memorial Bridge."

was read the first time and referred to the Transportation Committee.

Senator Leman moved and asked unanimous consent that Senator Lincoln be excused from a call of the Senate due to illness. Without objection, Senator Lincoln was excused.

Consideration of the Calendar

Second Reading of Senate Resolutions

SJR 9

SENATE JOINT RESOLUTION NO. 9 Relating to the development and deployment of the National Missile Defense System, was read the second time.

Senator Leman moved and asked unanimous consent that the resolution be considered engrossed, advanced to third reading and placed on final passage. Without objection, it was so ordered.

SENATE JOINT RESOLUTION NO. 9 was read the third time.

Senators Donley, Taylor, Wilken, Ward, Austerman moved and asked unanimous consent to be shown as cosponsors on the resolution. Without objection, it was so ordered.

The question being: "Shall SENATE JOINT RESOLUTION NO. 9 Relating to the development and deployment of the National Missile Defense System, pass the Senate?" The roll was taken with the following result:

SJR 9

Third Reading - Final Passage

YEAS: 17 NAYS: 0 EXCUSED: 3 ABSENT: 0

Yeas: Austerman, Cowdery, Davis, Donley, Ellis, Elton, Halford, Hoffman, Kelly, Leman, Olson, Phillips, Taylor, Therriault, Torgerson, Ward, Wilken

Excused: Green, Lincoln, Pearce

and so, SENATE JOINT RESOLUTION NO. 9 passed the Senate and was referred to the Secretary for engrossment.

SJR 12

SENATE JOINT RESOLUTION NO. 12 Urging the United States Congress to amend the tax code to reduce the marriage penalty, was read the second time.

Senators Halford, Leman offered Title Amendment No. 1:

Page 1, line 1:

Delete "**reduce**"

Insert "**eliminate**"

Senator Leman moved and asked unanimous consent for the adoption of Title Amendment No. 1. Without objection, Title Amendment No. 1 was adopted.

Senator Leman moved and asked unanimous consent that the resolution be considered engrossed, advanced to third reading and placed on final passage. Without objection, it was so ordered.

SENATE JOINT RESOLUTION NO. 12(title am) was read the third time.

Senator Donley moved and asked unanimous consent to be shown as a cosponsor on the resolution. Without objection, it was so ordered.

The question being: "Shall SENATE JOINT RESOLUTION NO. 12(title am) Urging the United States Congress to amend the tax code to eliminate the marriage penalty, pass the Senate?" The roll was taken with the following result:

SJR 12(title am)

Third Reading - Final Passage

YEAS: 17 NAYS: 0 EXCUSED: 3 ABSENT: 0

Yeas: Austerman, Cowdery, Davis, Donley, Ellis, Elton, Halford, Hoffman, Kelly, Leman, Olson, Phillips, Taylor, Therriault, Torgerson, Ward, Wilken

Excused: Green, Lincoln, Pearce

and so, SENATE JOINT RESOLUTION NO. 12(title am) passed the Senate and was referred to the Secretary for engrossment.

SCR 2

SENATE CONCURRENT RESOLUTION NO. 2 Relating to declaring March 2001 as Sobriety Awareness Month, was read the second time.

Senator Leman moved and asked unanimous consent for the adoption of the Health, Education and Social Services Committee Substitute offered on page 245. Without objection, CS FOR SENATE CONCURRENT RESOLUTION NO. 2(HES) was adopted, read the second time and was before the Senate on final passage.

Senators Leman, Donley, Taylor, Wilken, Ellis, Therriault, Davis, Cowdery, Elton, Halford, Olson moved and asked unanimous consent to be shown as cosponsors on the resolution. Without objection, it was so ordered.

The question being: "Shall CS FOR SENATE CONCURRENT RESOLUTION NO. 2(HES) Relating to declaring March 2001 as Sobriety Awareness Month, pass the Senate?" The roll was taken with the following result:

CSSCR 2(HES)

Second Reading - Final Passage

YEAS: 17 NAYS: 0 EXCUSED: 3 ABSENT: 0

Yeas: Austerman, Cowdery, Davis, Donley, Ellis, Elton, Halford, Hoffman, Kelly, Leman, Olson, Phillips, Taylor, Therriault, Torgerson, Ward, Wilken

Excused: Green, Lincoln, Pearce

and so, CS FOR SENATE CONCURRENT RESOLUTION NO. 2(HES) passed the Senate and was referred to the Secretary for engrossment.

Citations

Honoring – Nate Foerster, Eagle Scout
Senator(s) Cowdery, Ward, Austerman, Elton, Taylor, Kelly, Pearce,
Green, Lincoln, Davis, Hoffman, Donley, Wilken, Ellis, Phillips,
Leman
Representative(s) Bunde

Honoring – Ryan M. Welch, Eagle Scout
Senator(s) Cowdery, Ward, Austerman, Elton, Taylor, Kelly, Pearce,
Green, Lincoln, Davis, Hoffman, Donley, Wilken, Ellis, Phillips,
Leman
Representative(s) Bunde

Honoring – Paul Mandsager, Eagle Scout
Senator(s) Cowdery, Ward, Austerman, Elton, Taylor, Kelly, Pearce,
Green, Lincoln, Davis, Hoffman, Donley, Wilken, Ellis, Phillips,
Leman
Representative(s) Bunde

Honoring – Curtis Engebretson, Eagle Scout
Senator(s) Cowdery, Ward, Austerman, Elton, Taylor, Kelly, Pearce,
Green, Lincoln, Davis, Hoffman, Donley, Wilken, Ellis, Phillips,
Leman
Representative(s) Bunde

Senator Leman moved and asked unanimous consent that the citations be adopted. Without objection, the citations were adopted and referred to the Secretary for transmittal.

Unfinished Business**SB 65**

Senator Ward moved and asked unanimous consent to be shown as a cosponsor on SENATE BILL NO. 65 "An Act requiring a study to determine if gender is a determinant in state employee compensation." Without objection, it was so ordered.

Senator Ward moved and asked unanimous consent to be excused from a call of the Senate on February 23. Without objection, Senator Ward was excused.

Senator Cowdery moved and asked unanimous consent to be excused from a call of the Senate on February 15, 16, and 23. Without objection, Senator Cowdery was excused.

Senator Elton moved and asked unanimous consent to be excused from a call of the Senate on February 23. Without objection, Senator Elton was excused.

Senator Austerman moved and asked unanimous consent to be excused from a call of the Senate on February 9. Without objection, Senator Austerman was excused.

Senator Davis moved and asked unanimous consent to be excused from a call of the Senate on February 16 and through plane time on February 19. Without objection, Senator Davis was excused.

Senator Hoffman moved and asked unanimous consent to be excused from a call of the Senate on February 22. Without objection, Senator Hoffman was excused.

Announcements

Announcements are at the end of the journal.

Engrossment

SJR 9

SENATE JOINT RESOLUTION NO. 9 Relating to the development and deployment of the National Missile Defense System, was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

SJR 12

SENATE JOINT RESOLUTION NO. 12(title am) Urging the United States Congress to amend the tax code to eliminate the marriage penalty, was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

SCR 2

CS FOR SENATE CONCURRENT RESOLUTION NO. 2(HES) Relating to declaring March 2001 as Sobriety Awareness Month, was engrossed, signed by the President and Secretary and transmitted to the House for consideration.

Adjournment

Senator Leman moved and asked unanimous consent that the Senate stand in adjournment until 11:00 a.m., February 9, 2001. Without objection, the Senate adjourned at 12:02 p.m.

Heidi Vogel
Secretary of the Senate

February 2001

Announcements

Americans with Disabilities Act Notice - Persons with disabilities who require special accommodation or alternative communication formats to access committee meetings may contact the appropriate committee office or the Legislative Information Office in their community. Reasonable advance notice is needed to accommodate the request. For further information, call the ADA Coordinator at 465-3854 Voice/465-4980 TDD.

SENATE STANDING COMMITTEES

+ indicates teleconference
 = indicates bill previously heard/scheduled

COMMUNITY & REGIONAL AFFAIRS

FAHRENKAMP 203

Feb 09	Friday	1:30 PM
	No Meeting Scheduled	
Feb 10	Saturday	1:30 PM
	-- Time Change --	
+ SB 48	MUNICIPALITIES:INCORP/PROPERTY VALUATION	
Feb 12	Monday	1:30 PM
	No Meeting Scheduled	
Feb 14	Wednesday	1:30 PM
+ SB 75	SERVICE AREAS:VOTER APPROVAL/TAX ZONES	
Feb 16	Friday	1:30 PM
	No Meeting Scheduled	

FINANCE

SENATE FINANCE 532

Feb 08	Thursday	9:00 AM
+	Overview: Annalee McConnell Governor's Supplemental Budget	

FINANCE (continued)

Feb 12	Monday	9:00 AM
= SB 16	OIL DISCH PREVENTION: NONTANK VESSELS/RR	
= SB 21	FINES BY THE STATE MEDICAL BOARD	
SB 2	MUNICIPAL SCHOOL BOND REIMBURSEMENT	
SB 52	TERMINATION OF STATE PHYS THERAPY BOARD <Pending Referral>	
SB 53	EXTENDING THE BD. OF BARBERS/HAIRDRESSERS <Pending Referral>	
	Bills Previously Heard/Scheduled	
Feb 13	Tuesday	9:00 AM
	Bills Previously Heard/Scheduled	
Feb 14	Wednesday	9:00 AM
SB 19	CHILD SUPPORT ENFORCEMENT/SOC SEC. #	
	Bills Previously Heard/Scheduled	
Feb 15	Thursday	9:00 AM
SB 73	SUPPLEMENTAL APPROPRIATIONS/AMEND APPROP.	
SB 74	FAST TRACK SUPPLEMENTAL APPROPRIATIONS	
	Overview: Governor's Supplemental Budget	
	Annalee McConnell, Director, OMB	
	Bills Previously Heard/Scheduled	

HEALTH, EDUCATION & SOCIAL SERVICES

BUTROVICH 205

Feb 12	Monday	1:30 PM
+	Overview: Dept of Education and Early Development (continued from 1/31/01)	
+	High School Graduation Qualifying Exam: Dept of Education and Early Development Attorney General's Office	
	Bills Previously Heard/Scheduled	
Feb 14	Wednesday	1:30 PM
+	Bills Previously Heard/Scheduled	

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JUDICIARY

BELTZ 211

Feb 09	Friday	1:30 PM
	-- Meeting Canceled -- Confirmation Hearing: Violent Crimes Compensation Board	
Feb 12	Monday	1:30 PM
	No Meeting Scheduled	
Feb 14	Wednesday	1:30 PM
	No Meeting Scheduled	
Feb 16	Friday	1:30 PM
	No Meeting Scheduled	

LABOR & COMMERCE

BELTZ 211

Feb 08	Thursday	1:30 PM
+ SB 52	TERMINATION OF STATE PHYS THERAPY BOARD	
+ SB 53	EXTENDING THE BD. OF BARBERS/HAIRDRESSERS	
Feb 13	Tuesday	1:30 PM
	No Meeting Scheduled	
Feb 15	Thursday	1:30 PM
= SB 38	MEDICAL ASSISTANCE:BREAST/CERVICAL CANCER	

RESOURCES

BUTROVICH 205

Feb 09	Friday	3:30 PM
+	Status Briefing on Donald H. Carlson et al. vs State of AK Commercial Fisheries Entry Commission: Dept of Law, OMB, CFEC	
+ HJR 6	ROADLESS POLICY	
Feb 12	Monday	3:30 PM
SB 72	TAKE A CHILD HUNTING SEASON	
SJR 7	REINSTATE WILDERNESS STUDY PROHIBITION	

STATE AFFAIRS (continued)

Feb 15 Thursday 3:30 PM
 Bills Previously Heard/Scheduled

TRANSPORTATION

BUTROVICH 205

Feb 08 Thursday 1:30 PM
 + HB 44 JOE REDINGTON SR. MEMORIAL TRAIL
 + SB 3 APPROP:ENV.ASSESS. NORTHERN DENALI ACCESS

Feb 13 Tuesday 1:30 PM
 No Meeting Scheduled

Feb 15 Thursday 1:30 PM
 No Meeting Scheduled

ANCH LIO CONFERENCE ROOM

Feb 23 Friday 1:30 PM
 -- Time and Location Change --
 Presentation: Alaska's Future Transportation Needs

FINANCE SUBCOMMITTEES

COMMUNITY AND ECONOMIC DEVELOPMENT

SENATE FINANCE 532

Feb 15 Thursday 3:30 PM
 Department Overview

EDUCATION & EARLY DEVELOPMENT

SENATE FINANCE 532

Feb 08 Thursday 8:00 AM
 Overview:
 Dept of Education and Early Development

TERRY MILLER 104

Feb 15 Thursday 8:00 AM
 --Location Change--
 Child Care Assistance, Child Care
 Licensing, Child Care Grants, Head Start

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FISH & GAME

SENATE FINANCE 532

Feb 15 Thursday 2:00 PM
Division of Habitat and Restoration
Commercial Fisheries Entry Commission

LABOR & WORKFORCE DEVELOPMENT

BELTZ 211

Feb 15 Thursday 3:45 PM
-- Agenda to be Announced --

JOINT COMMITTEES

ADMINISTRATIVE REGULATION REVIEW

FAHRENKAMP 203

Feb 20 Tuesday 2:45 PM
+ Review of Past and Proposed Regulations

SELECT CMTE ON LEGISLATIVE ETHICS

BELTZ 211

Feb 14 Wednesday 8:00 AM
Open Meeting Guidelines

LEGISLATIVE COUNCIL

HOUSE FINANCE 519

Feb 08 Thursday 12:00 PM
Fairbanks Office Lease Renewal
Flag Pins
Information Technology Subcommittee
Revisor's Bill, Drafting Manual
Pacific NW Economic Region Discussion

OTHER MEETINGS

CHILDREN'S CAUCUS

FAHRENKAMP 203

Feb 13 Tuesday 12:00 PM
+ Public Health

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FISHERIES CAUCUS
BUTROVICH 205

Feb 09

Friday

12:00 PM

Legal Framework for Fishery Management